

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
HELENA DIVISION**

BENJAMIN C. SMITH,

Plaintiff,

vs.

CARRI NEIMAN, in her official  
capacity, HOUSING URBAN AND  
DEVELOPMENT, a federal agency,  
and HELENA HOUSING, a federally  
funded residential entity,  
Defendants.

No. 21-CV-21-H-SEH

**ORDER**

On May 26, 2021, the Court ordered Plaintiff to file an amended complaint that properly pleaded subject matter jurisdiction<sup>1</sup> to be filed no later than June 21, 2021.<sup>2</sup> None was filed.

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<sup>1</sup> See Doc. 4.

<sup>2</sup> See Fed. R. Civ. P. 6(d).

ORDERED:

This case is DISMISSED for failure to comply with this Court's Order of May 26, 2021.<sup>3</sup>

DATED this 24<sup>th</sup> day of June, 2021.

A handwritten signature in black ink, reading "Sam E. Haddon", written over a horizontal line.

SAM E. HADDON

United States District Judge

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<sup>3</sup> See Fed. R. Civ. P. 41(b); *Link v. Wabash R.R. Co.*, 370 U.S. 626, 629-631 (1962); *Yourish v. California Amplifier*, 191 F.3d 983, 986 (9th Cir. 1999).